

Message

---

**From:** Patefield, Scott [Patefield.Scott@epa.gov]  
**Sent:** 11/19/2018 3:27:49 PM  
**To:** Beeler, Cindy [Beeler.Cindy@epa.gov]  
**CC:** North, Alexis [North.Alexis@epa.gov]  
**Subject:** RE: Waiving reports under NSPS

## Ex. 5 Deliberative Process (DP)

**From:** Beeler, Cindy  
**Sent:** Monday, November 19, 2018 8:08 AM  
**To:** Patefield, Scott <Patefield.Scott@epa.gov>  
**Cc:** North, Alexis <North.Alexis@epa.gov>  
**Subject:** RE: Waiving reports under NSPS

Scott & Alex –

The annual OOOO/OOOOa reports are coming up as a discussion topic again in context of revised rulemaking – EPA has been asked for an extension of the public comment period to look over the annual reports submitted since those requested for the national FOIA, so that more info could be gleaned for cost/benefit analysis (particularly OOOOa LDAR).

## Ex. 5 Deliberative Process (DP)

\*\*\*\*\* BACKGROUND \*\*\*\*\*

Amy Branning, OGC, points out the following:

## Ex. 5 Attorney Client (AC)

----- this contradicts the direction provided by Amy Hambrick to CDPHE:

**From:** Hambrick, Amy  
**Sent:** Friday, November 16, 2018 7:39 AM  
**To:** Beeler, Cindy <Beeler.Cindy@epa.gov>  
**Subject:** RE: NSPS OOOOa Question

That is my understanding.

Amy Hambrick  
U.S. Environmental Protection Agency  
(919)541-0964

**From:** Beeler, Cindy  
**Sent:** Thursday, November 15, 2018 5:19 PM  
**To:** Hambrick, Amy <[Hambrick.Amy@epa.gov](mailto:Hambrick.Amy@epa.gov)>  
**Subject:** RE: NSPS OOOOa Question

## Ex. 5 Deliberative Process (DP)

**Cindy Beeler**  
US EPA Region 8  
Tel: 303-312-6204  
[Beeler.Cindy@epa.gov](mailto:Beeler.Cindy@epa.gov)

*CONFIDENTIALITY NOTICE: This e-mail, including all attachments, is for the sole use of the intended recipients and may contain Confidential and privileged information. Any unauthorized use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender and destroy all copies of this message.*

**From:** Hambrick, Amy  
**Sent:** Thursday, November 15, 2018 12:36 PM  
**To:** Wright - CDPHE, Joseph <[joseph.wright@state.co.us](mailto:joseph.wright@state.co.us)>; Beeler, Cindy <[Beeler.Cindy@epa.gov](mailto:Beeler.Cindy@epa.gov)>  
**Subject:** RE: NSPS OOOOa Question

Joseph—

## Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

Generally, we have been getting various questions on reporting, hopefully we understood question and provided clear answers. Let me know if you want to discuss further.

Regards,

Amy

Amy Hambrick  
U.S. Environmental Protection Agency  
(919)541-0964

**Cindy Beeler**  
US EPA Region 8  
Tel: 303-312-6204  
[Beeler.Cindy@epa.gov](mailto:Beeler.Cindy@epa.gov)

*CONFIDENTIALITY NOTICE: This e-mail, including all attachments, is for the sole use of the intended recipients and may contain Confidential and privileged information. Any unauthorized use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender and destroy all copies of this message.*

---

**From:** Patefield, Scott  
**Sent:** Thursday, November 15, 2018 8:48 AM  
**To:** Beeler, Cindy <[Beeler.Cindy@epa.gov](mailto:Beeler.Cindy@epa.gov)>  
**Cc:** North, Alexis <[North.Alexis@epa.gov](mailto:North.Alexis@epa.gov)>  
**Subject:** RE: Waiving reports under NSPS

# Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

---

**From:** Beeler, Cindy  
**Sent:** Thursday, November 15, 2018 8:19 AM  
**To:** Patefield, Scott <[Patefield.Scott@epa.gov](mailto:Patefield.Scott@epa.gov)>  
**Cc:** North, Alexis <[North.Alexis@epa.gov](mailto:North.Alexis@epa.gov)>  
**Subject:** Fw: Waiving reports under NSPS

# Ex. 5 Deliberative Process (DP)

Thanks,

**Cindy Beeler**  
US EPA Region 8  
Tel: 303-312-6204  
[Beeler.Cindy@epa.gov](mailto:Beeler.Cindy@epa.gov)

---

**From:** Patefield, Scott  
**Sent:** Tuesday, October 23, 2018 9:38 AM  
**To:** Ostrand, Laurie; Gallagher, Bob; Loiacono, Sara; North, Alexis; Stovern, Michael; Beeler, Cindy; Wilwerding, Joseph  
**Subject:** RE: Waiving reports under NSPS

# Ex. 5 Deliberative Process (DP)

---

**From:** Ostrand, Laurie  
**Sent:** Tuesday, October 23, 2018 7:54 AM  
**To:** Patefield, Scott <[Patefield.Scott@epa.gov](mailto:Patefield.Scott@epa.gov)>; Gallagher, Bob <[Gallagher.Bob@epa.gov](mailto:Gallagher.Bob@epa.gov)>; Loiacono, Sara <[loiacono.sara@epa.gov](mailto:loiacono.sara@epa.gov)>; North, Alexis <[North.Alexis@epa.gov](mailto:North.Alexis@epa.gov)>; Stovern, Michael <[Stovern.Michael@epa.gov](mailto:Stovern.Michael@epa.gov)>; Beeler, Cindy <[Beeler.Cindy@epa.gov](mailto:Beeler.Cindy@epa.gov)>; Wilwerding, Joseph <[Wilwerding.Joseph@epa.gov](mailto:Wilwerding.Joseph@epa.gov)>  
**Cc:** Ostrand, Laurie <[Ostrand.Laurie@epa.gov](mailto:Ostrand.Laurie@epa.gov)>  
**Subject:** FW: Waiving reports under NSPS

Hi All

I thought maybe we could talk about this at our staff meeting and decide out path forward. Unless Scott just wants to decide how we should proceed.

Thanks

Laurie Ostrand  
U.S. Environmental Protection Agency  
8ENF-AT  
1595 Wynkoop Street  
Denver, Colorado 80202  
303-312-6437

---

**From:** Livingston, Peggy  
**Sent:** Friday, October 19, 2018 11:37 AM  
**To:** Ostrand, Laurie <[Ostrand.Laurie@epa.gov](mailto:Ostrand.Laurie@epa.gov)>  
**Subject:** RE: Waiving reports under NSPS

Attorney-Client Privileged

**Ex. 5 Attorney Client (AC)**

# Ex. 5 Attorney Client (AC)

Peggy Livingston  
Senior Enforcement Attorney  
Region 8, U.S. EPA  
1595 Wynkoop Street  
Denver, CO 80202  
303-312-6858 (phone)

---

**From:** Ostrand, Laurie  
**Sent:** Thursday, October 18, 2018 10:00 AM  
**To:** Livingston, Peggy <[Livingston.Peggy@epa.gov](mailto:Livingston.Peggy@epa.gov)>  
**Cc:** Ostrand, Laurie <[Ostrand.Laurie@epa.gov](mailto:Ostrand.Laurie@epa.gov)>  
**Subject:** Waiving reports under NSPS

Hi Peggy

# Ex. 5 Attorney Client (AC)

Attached is an email from Sonya Moore with copies of regional delegations 7-2, and 7-124.

If you're around tomorrow perhaps we can talk about this.

Thanks

Laurie Ostrand  
U.S. Environmental Protection Agency  
8ENF-AT  
1595 Wynkoop Street  
Denver, Colorado 80202  
303-312-6437

---

**From:** Ostrand, Laurie  
**Sent:** Thursday, October 18, 2018 8:31 AM  
**To:** Beeler, Cindy <[Beeler.Cindy@epa.gov](mailto:Beeler.Cindy@epa.gov)>  
**Cc:** Loiacono, Sara <[loiacono.sara@epa.gov](mailto:loiacono.sara@epa.gov)>; North, Alexis <[North.Alexis@epa.gov](mailto:North.Alexis@epa.gov)>; Wilwerding, Joseph <[Wilwerding.Joseph@epa.gov](mailto:Wilwerding.Joseph@epa.gov)>; Stovern, Michael <[Stovern.Michael@epa.gov](mailto:Stovern.Michael@epa.gov)>; Gallagher, Bob <[Gallagher.Bob@epa.gov](mailto:Gallagher.Bob@epa.gov)>; Ostrand, Laurie <[Ostrand.Laurie@epa.gov](mailto:Ostrand.Laurie@epa.gov)>; Patefield, Scott

<Patefield.Scott@epa.gov>

**Subject:** RE: NSPS OOOO Implementation Workgroup - Delegation of NSPS to R8 States Include Waiver for Sending R8 Req'd Reports?

Hi Cindy

I have done a bit of research on delegations and reporting under Parts 60 and 63. My opinions on NSPS

## **Ex. 5 Deliberative Process (DP)**

Laurie Ostrand  
U.S. Environmental Protection Agency

8ENF-AT  
1595 Wynkoop Street  
Denver, Colorado 80202  
303-312-6437

---

**From:** Beeler, Cindy

**Sent:** Wednesday, October 17, 2018 2:08 PM

**To:** Smith, Claudia <[Smith.Claudia@epa.gov](mailto:Smith.Claudia@epa.gov)>; Fulton, Abby <[Fulton.Abbey@epa.gov](mailto:Fulton.Abbey@epa.gov)>; North, Alexis <[North.Alexis@epa.gov](mailto:North.Alexis@epa.gov)>; Loiacono, Sara <[loiacono.sara@epa.gov](mailto:loiacono.sara@epa.gov)>; Ostrand, Laurie <[Ostrand.Laurie@epa.gov](mailto:Ostrand.Laurie@epa.gov)>

**Subject:** FW: NSPS OOOO Implementation Workgroup - Delegation of NSPS to R8 States Include Waiver for Sending R8 Req'd Reports?

I wanted to understand how R8 has handled reporting under NSPS subparts that have been delegated to a State. Does our delegation to a State include a waiver of reporting to the EPA Region Office? E.g. if a source is sending in an annual report for NSPS OOOO to WY (they've been delegated OOOO), does that source need to cc EPA R8 on the report?

**Cindy Beeler**

US EPA Region 8

Tel: 303-312-6204

[Beeler.Cindy@epa.gov](mailto:Beeler.Cindy@epa.gov)

*CONFIDENTIALITY NOTICE: This e-mail, including all attachments, is for the sole use of the intended recipients and may contain Confidential and privileged information. Any unauthorized use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender and destroy all copies of this message.*

---

**From:** Mia, Marcia

**Sent:** Wednesday, October 17, 2018 2:03 PM

**To:** Beeler, Cindy <[Beeler.Cindy@epa.gov](mailto:Beeler.Cindy@epa.gov)>; augustine, bruce <[augustine.bruce@epa.gov](mailto:augustine.bruce@epa.gov)>; Buenning, Hans <[Buenning.Hans@epa.gov](mailto:Buenning.Hans@epa.gov)>; Carey, Angela <[carey.angela@epa.gov](mailto:carey.angela@epa.gov)>; Chapman, Apple <[Chapman.Apple@epa.gov](mailto:Chapman.Apple@epa.gov)>; Cheever, Robert <[cheever.robert@epa.gov](mailto:cheever.robert@epa.gov)>; Eisele, Adam <[Eisele.Adam@epa.gov](mailto:Eisele.Adam@epa.gov)>; Garwood, Gerri <[Garwood.Gerri@epa.gov](mailto:Garwood.Gerri@epa.gov)>; Goff, Keith <[Goff.Keith@epa.gov](mailto:Goff.Keith@epa.gov)>; Hambrick, Amy <[Hambrick.Amy@epa.gov](mailto:Hambrick.Amy@epa.gov)>; Howard, Jodi <[Howard.Jodi@epa.gov](mailto:Howard.Jodi@epa.gov)>; Hoyt, Daniel <[Hoyt.Daniel@epa.gov](mailto:Hoyt.Daniel@epa.gov)>; Johnson, Steffan <[johnson.steffan@epa.gov](mailto:johnson.steffan@epa.gov)>; Kaleri, Cynthia <[kaleri.cynthia@epa.gov](mailto:kaleri.cynthia@epa.gov)>; Kenney, James <[Kenney.James@epa.gov](mailto:Kenney.James@epa.gov)>; Kler, Denis <[Kler.Denis@epa.gov](mailto:Kler.Denis@epa.gov)>; Lindsey, William <[Lindsey.William@epa.gov](mailto:Lindsey.William@epa.gov)>; Lischinsky, Robert <[Lischinsky.Robert@epa.gov](mailto:Lischinsky.Robert@epa.gov)>; Loukeris, Constantinos <[loukeris.constantinos@epa.gov](mailto:loukeris.constantinos@epa.gov)>; Magyar, Raymond <[Magyar.Raymond@epa.gov](mailto:Magyar.Raymond@epa.gov)>; Marsh, Karen <[Marsh.Karen@epa.gov](mailto:Marsh.Karen@epa.gov)>; Ostrand, Laurie <[Ostrand.Laurie@epa.gov](mailto:Ostrand.Laurie@epa.gov)>; Patel, Shilpa <[patel.shilpa@epa.gov](mailto:patel.shilpa@epa.gov)>; Pavitt, John <[Pavitt.John@epa.gov](mailto:Pavitt.John@epa.gov)>; Shine, Brenda <[Shine.Brenda@epa.gov](mailto:Shine.Brenda@epa.gov)>; Smith, Claudia <[Smith.Claudia@epa.gov](mailto:Smith.Claudia@epa.gov)>; Tate, Samuel <[Tate.Samuel@epa.gov](mailto:Tate.Samuel@epa.gov)>; Thompson, Lisa <[Thompson.Lisa@epa.gov](mailto:Thompson.Lisa@epa.gov)>; Topinka, Natalie <[topinka.natalie@epa.gov](mailto:topinka.natalie@epa.gov)>; Vazquez, Natalia <[Vazquez.Natalia@epa.gov](mailto:Vazquez.Natalia@epa.gov)>; Vyas, Himanshu <[vyas.himanshu@epa.gov](mailto:vyas.himanshu@epa.gov)>; Wilwerding, Joseph <[Wilwerding.Joseph@epa.gov](mailto:Wilwerding.Joseph@epa.gov)>; Witosky, Matthew <[Witosky.Matthew@epa.gov](mailto:Witosky.Matthew@epa.gov)>; Witt, Jon <[Witt.Jon@epa.gov](mailto:Witt.Jon@epa.gov)>; Willard, Erin <[Willard.ErinM@epa.gov](mailto:Willard.ErinM@epa.gov)>

**Cc:** Loiacono, Sara <[loiacono.sara@epa.gov](mailto:loiacono.sara@epa.gov)>

**Subject:** RE: NSPS OOOO Implementation Workgroup

## Ex. 5 Deliberative Process (DP)



# Ex. 5 Deliberative Process (DP)

Marcia B Mia  
Air Branch  
Office of Compliance  
2227A WJCS  
U.S. Environmental Protection Agency  
202-564-7042

*This message may contain deliberative, attorney-client or otherwise privileged material. Do not release this message without the appropriate review. If you are not the intended recipient, kindly advise and delete this message/attachments.*

-----Original Appointment-----

**From:** Beeler, Cindy

**Sent:** Monday, June 04, 2018 11:06 AM

**To:** Beeler, Cindy; augustine, bruce; Buenning, Hans; Carey, Angela; Chapman, Apple; Cheever, Robert; Eisele, Adam; Garwood, Gerri; Goff, Keith; Hambrick, Amy; Howard, Jodi; Hoyt, Daniel; Johnson, Steffan; Kaleri, Cynthia; Kenney, James; Kler, Denis; Lindsey, William; Lischinsky, Robert; Loukeris, Constantinos; Magyar, Raymond; Marsh, Karen; Mia, Marcia; Ostrand, Laurie; Patel, Shilpa; Pavitt, John; Shine, Brenda; Smith, Claudia; Tate, Samuel; Thompson, Lisa; Topinka, Natalie; Vazquez, Natalia; Vyas, Himanshu; Wilwerding, Joseph; Witosky, Matthew; Witt, Jon; Willard, Erin

**Cc:** Loiacono, Sara

**Subject:** NSPS OOOO Implementation Workgroup

**When:** Wednesday, October 17, 2018 1:00 PM-2:00 PM (UTC-07:00) Mountain Time (US & Canada).

**Where:** Skype Meeting

10/1/18 Update ...

1. Question from Denis Kler, R4 - compliance date to install controls

### 1) Denis Kler Question

**From:** Kler, Denis

**Sent:** Monday, October 1, 2018 7:51 AM

**Subject:** NSPS OOOO compliance date to install controls

Team,

What is the compliance date for a tank with a potential to emit below 6 tons per year when tank was installed in September 2014, and then according to the company the stream changed (age of well and lack of active drilling) and now the emissions from the tank are estimated to be 31.3 tons per year (sample collected on April 2016 and software conducted in May 2016)?

## Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

Denis B. Kler  
U.S. EPA Region 4  
APTMD/AETB/North Air Enforcement and Toxics Section  
Work: 404.562.9199

\*\*\*\*\*

## AGENDA:

- Send items in, Team!

---

## → Join Skype Meeting

This is an online meeting for Skype for Business, the professional meetings and communications app formerly known as Lync.

~~Join by Phone~~

## Ex. 6 Personal Privacy (PP)

Help

---